

CITY OF MILPITAS
Summary of Contents
Milpitas City Council Meeting
January 7, 2003
6:30 p.m. Closed Session
7:30 p.m. Public Business
455 E. Calaveras Boulevard

I. ROLL CALL (6:30 p.m.)

II. ADJOURN TO CLOSED SESSION

1. CONFERENCE WITH LABOR NEGOTIATOR

(Pursuant to Government Code Section 54957.6)

Agency Negotiator: Art Hartinger

Employee Organizations: MEA

2. CONFERENCE WITH LABOR NEGOTIATOR

(Pursuant to Government Code Section 54957.6)

Agency Negotiator: Steve Mattas

Unrepresented Employee: City Manager

III. CLOSED SESSION ANNOUNCEMENTS: Report on action taken in Closed Session, if required pursuant to Government Code Section 54957.1, including the vote on abstention of each member present

IV. PLEDGE OF ALLEGIANCE (7:30 p.m.)

V. APPROVAL OF MINUTES: December 17, 2002

VI. SCHEDULE OF MEETINGS

VII. PRESENTATIONS

- Presentation to the City of Milpitas in recognition of support to Wildlife Center of Silicon Valley
- Presentation of photograph to the City Council – Robert Burrill, Milpitas High School photography teacher

Commendation:

- Eagle Scout Minh-Tri Vu

Proclamation:

- George Washburn in recognition of his selection by Santa Clara County Office of Emergency Services as Volunteer of the Year.

VIII. CITIZENS FORUM

Members of the audience are invited to address the Council on any subject not on tonight's agenda. Speakers must come to the podium, state their name and city of residence for the Clerk's record, and limit their remarks to under two minutes. As an unagendized item, no response is required from City staff or the Council and no action can be taken; however, the Council may instruct the City Manager to agendize the item for a future meeting.

IX. ANNOUNCEMENTS

- X. APPROVAL OF AGENDA**
- XI. CONSENT CALENDAR (Items with Asterisks)**
- XII. PUBLIC HEARING (None)**
- XIII. JOINT REDEVELOPMENT AGENCY AND CITY COUNCIL MEETING**
- RA1. CALL TO ORDER BY THE MAYOR**
- RA2. ROLL CALL**
- RA3. APPROVAL OF MINUTES:** December 17, 2002
- RA4. APPROVAL OF AGENDA AND CONSENT CALENDAR (ITEMS WITH ASTERISKS)**
- RA5. Review Project Closeout Progress; Approve Contract for Security Services; Civic Center (Project No. 8026) (Staff Contact: Greg Armendariz, 586-3220)**
- *RA6. Approve Authorization to Enter into Negotiations with Santa Clara County for the Development of an Owner Participation Agreement (OPA) for the Elmwood Site (Staff Contact: Assistant City Manager Blair King, 586-3060)**
- RA7. AGENCY ADJOURNMENT**
- XIV. REPORTS OF OFFICERS AND BOARDS**
- City Council**
- 1. Introduce Ordinance No. 227.3, Amending Chapter 215 of Title V to Prohibit Smoking at Entrances to City-Owned Buildings: Mayor Esteves**
- *2. Approve Appointments and Re-Appointments to the Community Advisory Commission, Library Advisory Commission, and the Telecommunications Commission: Mayor Esteves**
- XV. UNFINISHED BUSINESS**
- 3. Approve Standard Operating Procedure Related to Use of Audio Visual Equipment During City Council Meetings and Commission Meetings held in the City Council Chambers and Committee Meeting Room (Staff Contact: Steve Mattas, 586-3040)**
- XVI. NEW BUSINESS**
- *4. Accept Wal-Mart Foundation Grant and Increase Budget Appropriation for Tree and Landscape Maintenance (Staff Contact: Blair King, 586-3060)**
- XVII. ORDINANCE**
- 5. Introduce Ordinance No. 239.1 Amending Sections 2, 6, 8, 11, Repealing 12 through 15, and Adding New Sections 12-14 to Chapter 16, Title XI of the Milpitas Municipal Code Establishing an Administrative Citation Process for Urban Runoff Pollution Violations (Staff Contact: Darryl Wong, 586-3345)**

XVIII. RESOLUTIONS

- *6. Adopt Resolution Approving Revised Disadvantaged Business Enterprise (DBE) Program Goal for Federally Funded City Transportation Projects (Staff Contact: Steve Erickson, 586-3317)**
- *7. Adopt Resolution Adjusting Salary Ranges For Temporary, Unrepresented Police Officer Trainee and Patrol Officer Trainee Classifications (Staff: Cherie Rosenquist, 586-3090)**

XIX. BIDS AND CONTRACTS

- *8. Approve Change Orders: South Bay Water Recycling Program (SBWRP) Infill Phase M-2, M-3 (Project No. 6093) (Staff Contact: Steve Erickson, 586-3317)**
- *9. Approve Plans and Specifications: Hillside Water System Improvement Project (Project No. 7083) (Staff Contact: Steve Erickson, 586-3317)**
- *10. APPROVE AGREEMENT: MILPITAS ALLIANCE FOR THE ARTS, VICKY JO SOWELL (ARTIST); ARTWORK TO BE INSTALLED IN MURPHY PARK (STAFF CONTACT: STEVE MATTAS, 586-3040)**

XX. CLAIMS AND DEMANDS

- *11. Approve Payment to Santa Clara County for November 5, 2002, Election Costs (Staff Contact: Gail Blalock, 586-3001)**
- *12. Approve Payment Requests: Miscellaneous Vendors/Contractors (Staff Contact: Lou Zenzen, 586-3161)**
- *13. Approve Payroll Registers (Staff Contact: Emma Karlen, 586-3145)**

XXI. ADJOURNMENT

**NEXT REGULARLY SCHEDULED COUNCIL MEETING
TUESDAY, JANUARY 21, 2003
AT 7:30 P.M.**

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XII. PUBLIC HEARING (NONE)

XIII. JOINT REDEVELOPMENT AGENCY AND CITY COUNCIL MEETING

RA1. CALL TO ORDER BY THE MAYOR

RA2. ROLL CALL

RA3. APPROVAL OF MINUTES: December 17, 2002

RA4. APPROVAL OF AGENDA AND CONSENT CALENDAR (ITEMS WITH ASTERISKS)

RA5. REVIEW PROJECT CLOSEOUT PROGRESS; APPROVE CONTRACT FOR SECURITY SERVICES; CIVIC CENTER (PROJECT NO. 8026) (STAFF CONTACT: GREG ARMENDARIZ, 586-3220)

BACKGROUND: The project construction delivery system is a multiple prime contractor process, where the City has contracted all the elements of work with individual contractors. No additional contractors have fulfilled their contract obligations including completion of all punchlist work. Staff is preparing initial acceptance of all remaining contracts except for Sasco Electric and Royal Glass for presentation to the council on January 21st. Sasco has remaining punchlist work. Royal also has remaining work, scheduled for the spring to avoid winter storms.

Staff issued a request for proposals (RFP) for security services at the Civic Center. Proposals were due on Friday, December 13, 2002. Four contractors responded to the RFP. A staff presentation will be made at the Council meeting, which will include a recommendation that the contract be awarded to California Land Management Systems. Funding is available from the City Manager's contingency reserve.

No contract change orders are recommended for approval at this time. Staff is preparing final closeout change orders for acceptance at the January 21, 2003, Council meeting.

RECOMMENDATION: Award a contract for security services to California Land Management for an amount not to exceed \$44,000 (forty-four thousand) as recommended by staff. Additional information is provided in the staff memo in the Council's packet.

***RA6. APPROVE AUTHORIZATION TO ENTER INTO NEGOTIATIONS WITH SANTA CLARA COUNTY FOR THE DEVELOPMENT OF AN OWNER PARTICIPATION AGREEMENT (OPA) FOR THE ELMWOOD SITE (STAFF CONTACT: ASSISTANT CITY MANAGER BLAIR KING, 586-3060)**

BACKGROUND: The County of Santa Clara is currently marketing for development, through Silicon Valley Advisors, approximately 9.7 acres east of Abel Street and 47 acres west of Abel adjacent to the Elmwood Rehabilitation Facility. The County wishes to develop this site in order to generate the maximum amount of revenue. The site is vacant and immediately adjacent to Interstate 880; however, it lacks infrastructure and has constrained circulation, which causes development costs to be high. The County requests financial assistance from Milpitas Redevelopment Agency in order to lower development costs and thereby increase County's the rate of return.

The site is located within the boundaries of the Redevelopment Plan Project Area One; however, Agency assistance is currently constrained due to cap limits on both the amount of tax increment, which can be received, and the amount of bonded indebtedness, which the Agency can incur. The Agency has begun the process to amend the Redevelopment Plan, which could provide the level of financial assistance that the County desires. If successful, this amendment will also allow the Agency to continue to develop public facilities and strengthen the local economy through the activities of the Redevelopment Agency.

City and County staffs have met preliminarily to discuss mutual objectives. Staff recommends that a contract, referred to as an Owner Participation Agreement (OPA), be negotiated between the Agency and County. The OPA would detail the level of the Agency's financial assistance, the conditions under which assistance would be provided, the schedule, and the means and methods for review and approval of the Elmwood development. Of course, any OPA negotiated would be subject to final Agency/Council review and approval.

RECOMMENDATION: Authorize staff to enter into negotiations with the County of Santa Clara to develop an Owner Participation Agreement (OPA), subject to Agency/Council approval, for the development of County (Elmwood) property.

RA7. AGENCY ADJOURNMENT

XIV. REPORTS OF OFFICERS AND BOARDS

City Council

1. INTRODUCE ORDINANCE NO. 227.3, AMENDING CHAPTER 215 OF TITLE V TO PROHIBIT SMOKING AT ENTRANCES TO CITY-OWNED BUILDINGS: MAYOR ESTEVES

BACKGROUND: The City Council received a request that it prohibit smoking at entrances to publicly owned buildings. In particular, the request is related to smoking at the entrance to the library. The proposed ordinance, included in the Council's agenda packet, would prohibit smoking at entrances to all City-owned buildings.

The state has preempted local regulation of smoking in the workplace. Prior to 1994, local agencies had regulated smoking in the work place. In 1994, the Legislature enacted Labor Code section 6404.5. The legislation was designed to preclude smoking in the work place on a standardized, statewide basis. It effectively preempted local regulation of smoking in the workplace. The City incorporated this legislation into its Municipal Code by enacting Chapter 215 of Title V.

Cities are not preempted from regulating smoking in areas outside of the workplace. The Labor Code provision specifically states that any area that is not defined as a "place of employment" is subject to local regulation of smoking of tobacco products. Therefore, the City may prohibit smoking at the entrances to public buildings.

Many cities have enacted ordinances and regulations that prohibit smoking in various enclosed and unenclosed public and semi-public places where passers-by might be subjected to tobacco smoke. Such places have included:

- Outdoor public events, such as parades and concerts
- Common areas in apartment and condominium buildings
- Waiting lines, such as ATM lines
- Children's play areas (effective January 1, 2003, state law prohibits smoking in play areas and a 25-foot buffer zone surrounding such play areas [see Health and Safety Code Section 104495].)
- Bus shelters
- Entrances to buildings in which smoking is prohibited

- Outdoor restaurant seating areas

Usually, these bans are designed to be self-enforcing by requiring building owners to put up signage stating that smoking is prohibited.

The proposed ban on smoking near entrances to City-owned buildings, reflected in the attached proposed ordinance, is similar to these prohibitions but more limited in scope. The proposed ordinance prohibits smoking within 20 feet of entrances, open windows, and air intake systems of any building owned by the City of Milpitas. It also requires the posting of signage by any property owner that owns property regulated by the ordinance.

If adopted, only property owned by City of Milpitas would be affected by the smoking ban and the signage requirement, but the ordinance is drafted in a manner to allow the council in the future to prohibit smoking in additional areas such as those listed above. Accordingly, the Council may wish to direct staff to return with a more comprehensive ordinance prohibiting smoking in other areas not regulated by state law. Staff would work closely with the business community and the public to draft such an ordinance.

RECOMMENDATION:

1. Waive reading beyond the title.
2. Introduce Ordinance No. 227.3 amending Chapter 215 of Title V to prohibit smoking at entrances to City-owned buildings.

***2. APPROVE APPOINTMENTS AND RE-APPOINTMENTS TO THE COMMUNITY ADVISORY COMMISSION, LIBRARY ADVISORY COMMISSION, AND THE TELECOMMUNICATIONS COMMISSION: MAYOR ESTEVES**

BACKGROUND: Mayor Esteves is recommending the following appointments and re-appointments to City Commissions:

Community Advisory Commission

- Re-appoint Phil Cook and Marie Pham to new four-year terms expiring January 2007;
- Appoint Joselito Abelardo to the vacancy created by the election of Althea Polanski to the Council for a four-year term expiring January 2007;
- Move Charles King to the Alternate No. 1 position for a term expiring January 2005;
- Move Syed Mohsin to the Alternate No. 2 position for a term expiring January 2005;
- Move Craig Ranker to the Alternate No. 3 position for a term expiring January 2004;
- Appoint Chris Lee to the Alternate No. 4 position for a term expiring January 2004.

Library Advisory Commission

- Appoint Marilyn Hay to the vacancy created by the election of Armando Gomez to the Council for a term expiring June 2004;
- Appoint Yu-Lan Chou to the Alternate 2 position for a term expiring June 2003.

Telecommunications Commission

- Re-appoint Albert Alcorn, Ravi Gopal Rao, Paul Petterson, and Gunawan Alisantosa to new two-year terms expiring January 2005.

Copies of all current applications for these commissions are included in the Council's agenda packet.

RECOMMENDATION: Approve the Mayor's appointments and re-appointments to commissions.

XV. UNFINISHED BUSINESS

3. APPROVE STANDARD OPERATING PROCEDURE RELATED TO USE OF AUDIO VISUAL EQUIPMENT DURING CITY COUNCIL MEETINGS AND COMMISSION MEETINGS HELD IN THE CITY COUNCIL CHAMBERS AND COMMITTEE MEETING ROOM (STAFF CONTACT: STEVE MATTAS, 586-3040)

BACKGROUND: At the December 17, 2002, Council meeting, the City Council reviewed a proposed policy establishing procedures for use of the audio-visual equipment by members of the public. At that meeting, the Council directed that staff return with a revised policy incorporating the following changes:

1. Authorize speakers to use City audio-visual equipment during Citizens Forum
2. Authorize speakers to use private audio-visual equipment
3. Authorize speakers to make non-verbal presentations
4. Authorize the Mayor to direct that AV equipment be turned off when statements that are allegedly defamatory, obscene, or not directly relevant to the subject matter are made

The revised proposed Standard Operating Procedure has been revised in accordance with Council direction and is included in the Council's agenda packet.

RECOMMENDATION: Approve, by motion, a Standard Operating Procedure related to use of audio-visual equipment in City Hall during meetings of the City Council and City Commissions.

XVI. NEW BUSINESS

***4. ACCEPT WAL-MART FOUNDATION GRANT AND INCREASE BUDGET APPROPRIATION FOR TREE AND LANDSCAPE MAINTENANCE (STAFF CONTACT: BLAIR KING, 586-3060)**

BACKGROUND: Wal-Mart Foundation of Bentonville, Arkansas, has awarded the City of Milpitas a \$500.00 grant to be used for landscape planting in parks and right-of-ways. Staff is recommending that the Council accept the grant and increase the FY 02-03 budget appropriation for Trees and Landscape Maintenance by \$500.00. On behalf of the City, a response will be made to Wal-Mart thanking them for the donation.

RECOMMENDATION: Accept \$500.00 Wal-Mart Foundation Grant and increase FY02-03 budget appropriation for Trees and Landscape Maintenance by the same amount.

XVII. ORDINANCE

5. INTRODUCE ORDINANCE NO 239.1 AMENDING SECTIONS 2, 6, 8, 11, REPEALING 12 THROUGH 15, AND ADDING NEW SECTIONS 12-14 TO CHAPTER 16, TITLE XI OF THE MILPITAS MUNICIPAL CODE ESTABLISHING AN ADMINISTRATIVE CITATION PROCESS FOR URBAN RUNOFF POLLUTION VIOLATIONS (STAFF CONTACT: DARRYL WONG, 586-3345)

BACKGROUND: Under the urban runoff permit issued by the San Francisco Regional Water Quality Control Board (RWQCB), Milpitas is responsible for implementing an urban runoff pollution prevention program. Urban runoff violations include the discharge of pollutants into storm drains and/or creeks that discharge into San Francisco Bay. Pollutants can include:

- Petroleum products such as motor oil and grease
- Restaurant waste such as food grease, mop rinse water, and food scraps
- Construction materials such as sediments, landscape materials, and paint

The primary purpose of the proposed ordinance revision is to provide improved enforcement of urban runoff pollution control requirements. An Administrative Citation process is proposed whereby staff could issue citations per the existing City Schedule of Fines, which consist of \$100, \$200, and \$500 for 1st, 2nd, and 3rd offenses, respectively. A summary of the proposed

enforcement process is included in the Council's agenda packet. The proposed is consistent with the neighborhood preservation program and includes an appeal process.

Several other minor administrative revisions to the ordinance are also proposed such as changing the title to "Urban Runoff" from "Non Point Source."

RECOMMENDATION:

1. Waive reading beyond the title.
2. Introduce Ordinance No. 239.1 amending Sections 2, 6, 8, 11, repealing Sections 12-15, and adding new Sections 12-14 to Chapter 16, Title XI of the Milpitas Municipal Code.

XVIII. RESOLUTIONS

***6. ADOPT RESOLUTION APPROVING REVISED DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM GOAL FOR FEDERALLY FUNDED CITY TRANSPORTATION PROJECTS (STAFF CONTACT: STEVE ERICKSON, 586-3317)**

BACKGROUND: Title 49 of the Code of Federal Regulations requires a recipient of Department of Transportation (DOT) funds to have a DBE program and establish an annual overall goal for utilizing disadvantaged businesses. The purpose of the program is to afford DBEs the maximum opportunity to participate in projects financed with DOT funds, to ensure nondiscrimination on award of DOT contracts, and to create a level playing field on which DBEs can compete fairly for DOT-assisted contracts. The City is required to review the overall DBE goal annually. Based on established formulae, staff has determined that the current goal should be 14%, which Caltrans has approved. The program goal has been advertised for comments as required by regulations with no comments received.

RECOMMENDATION: Adopt resolution approving Revised Disadvantaged Business Enterprise (DBE) program goal for the 2002/2003 fiscal year.

***7. ADOPT RESOLUTION ADJUSTING SALARY RANGES FOR TEMPORARY, UNREPRESENTED POLICE OFFICER TRAINEE AND PATROL OFFICER TRAINEE CLASSIFICATIONS (STAFF: CHERIE ROSENQUIST, 586-3090)**

BACKGROUND: Historically Police Officer Trainee and Patrol Officer Trainee classifications have been non-sworn, temporary, unrepresented classifications. The hiring salaries for these classifications have been aligned with sworn Patrol Officer and Police Officer classifications. In June 2002 the City Council approved salary increases for the Milpitas Police Officer Association for the period January 1, 2002 through June 30, 2005. Upon review of the historical aspect of salary changes, it was uncovered that increases to the Police Officer Trainee and Patrol Officer Trainee classifications have been made without benefit of City Council's approval. It is the recommendation of the Human Resources Director to appropriately seek City Council approval and to memorialize salary increases through adoption of a resolution.

Exhibit "A," included in the Council's agenda packet, lists the salary increases for January 2002 through June 2005, the same as approved by City Council for the Police Department represented employees.

RECOMMENDATION: Adopt resolution to grant a general wage increase to the Police Officer Trainee and Patrol Officer Trainee temporary, non-sworn classifications for the period January 2002 through June 2005, per Exhibit "A."

XIX. BIDS AND CONTRACTS

***8. APPROVE CHANGE ORDERS: SOUTH BAY WATER RECYCLING PROGRAM (SBWRP) INFILL PHASE M-2, M-3 (PROJECT NO. 6093) (STAFF CONTACT: STEVE ERICKSON, 586-3317)**

BACKGROUND: This project was awarded for construction by the City Council on November 20, 2001, for a total of \$3.53 million. The work includes installation of recycled water mains in several areas of the city and is funded entirely by SBWRP. During construction, several conflicts were encountered with existing utilities, including San Francisco's Hetch-Hetchy water line. In addition, a change order is proposed for the disposal of contaminated earth discovered during construction. The contractor's costs have now been reviewed by staff and are ready for Council approval. A memorandum describing the change orders in more detail is included in the Council's agenda packet.

The proposed total cost of the change orders is \$424,270.11. Sufficient funds are available in the project budget.

RECOMMENDATION: Authorize City Engineer to execute change orders in the amount of \$424,270.11 to Preston Pipelines.

***9. APPROVE PLANS AND SPECIFICATIONS: HILLSIDE WATER SYSTEM IMPROVEMENT PROJECT (PROJECT NO. 7083) (STAFF CONTACT: STEVE ERICKSON, 586-3317)**

BACKGROUND: Plans and specifications have been prepared for the subject project in accordance with the approved Capital Improvement Program (CIP). This project provides for the replacement and installation of several pumps, valves, equipment controls, installation of chlorination injection equipment, chlorination facility equipment enclosures, and seismic restraint systems for the reservoir tanks and related piping. The purpose of these improvements is to replace worn equipment, increase the reliability of the only source of water to the hillside, and to install chlorination equipment, which has been mandated by the State Department of Health Services.

The estimated construction cost for this project is \$2.6 million, and additional funds will be needed to award the construction of this project after bids are opened. At that time, staff will propose budget adjustments by transfers from lower priority projects and appropriations from water fund balances.

A copy of the project plan title sheet is included in the Council's agenda packet. Complete plans and specifications are available for review in the office of the City Engineer. Council is requested at this time to approve the project plans and specifications, and to authorize the advertising of the project for construction bid proposals.

RECOMMENDATION:

1. Approve plan and specifications.
2. Authorize advertising for bid proposals for construction.

***10. APPROVE AGREEMENT: MILPITAS ALLIANCE FOR THE ARTS, VICKY JO SOWELL (ARTIST); ARTWORK TO BE INSTALLED IN MURPHY PARK (STAFF CONTACT: STEVE MATTAS, 586-3040)**

BACKGROUND: At its November 3, 2002, meeting, the Council approved a public art project for Murphy Park (a totem sculpture by Vicky Jo Sowell) along with a site within the park for the artwork. The Council also approved a \$5,000 contribution towards the work's cost.

This agreement is between the Milpitas Alliance for the Arts (MAA), the City, and the Artist, Vicky Jo Sowell. It provides that MAA will commission the artwork, and, when completed, the City will take ownership of the work. The agreement is modeled on the agreement drafted for the Augustine Park public art project ("The Sundial" by Dan Snyder). Pursuant to the agreement, MAA will make a \$15,000 payment to the artist for the work.

RECOMMENDATION: Authorize the City Manager to enter into an agreement with Milpitas Alliance for the Arts and Vicky Jo Sowell, subject to approval as to form by the City Attorney.

XX. CLAIMS AND DEMANDS

***11. APPROVE PAYMENT TO SANTA CLARA COUNTY FOR NOVEMBER 5, 2002, ELECTION COSTS (STAFF CONTACT: GAIL BLALOCK, 586-3001)**

BACKGROUND: Santa Clara County has submitted an invoice in the amount of \$12,416 for the services of the Registrar of Voters for the November 5, 2002, General Municipal election. Staff is requesting Council authorization to pay this invoice. It should be noted that the cost to the City will be reduced by \$4,472, the actual cost of printing and mailing the candidates' statements in the sample ballot, which is the responsibility of the candidates.

RECOMMENDATION: Approve payment request in the amount of \$12,416 (\$7,944 from the City Clerk's Election Budget and \$4,472 from the candidates' deposits holding account).

***12. APPROVE PAYMENT REQUESTS: MISCELLANEOUS VENDORS/CONTRACTORS (STAFF CONTACT: LOU ZENZEN, 586-3161)**

BACKGROUND: In accordance with direction given by City Council at its August 15, 1995, meeting, Purchasing has prepared the following list of purchasing requests over \$5,000.00 for approval:

1. \$6,000.00 to Olympic Mailing Services for printing, folding and Post Office delivery of 15,000 copies of the Chloramine Conversion Outreach brochure for the Utility Engineering Function. (Funds are available from the Engineering Division budget for this service.)
2. \$9,468.03 to Target Specialty Products for the purchase of tree pesticides for annual winter tree spraying for the Landscape Maintenance Function. (Funds are available from the Public Works Department operating budget for this Purchase.)
3. \$5,700.00 to Jafco Canine Management for the purchase and street training of a new canine for the Police Department. (Funds are available from the Police Department operating budget for this purchase.)
4. \$7,500.00 to Tammy Quirn for eight weeks of specialized explosive detection training for a new police canine for the Police Department. (Funds are available from the Police Department operating budget for this service.)
5. \$198,194.00 to Santa Clara County Controller-Treasurer Department for the City's share of annual costs for booking and processing of arrested persons per the current agreement with the County. (Funds are available from the Non-Departmental operating budget for this service.)

6. \$6,744.81 to Yellowfish Promotions for the purchase of recycle content promotional items for the City's recycling program for the Solid Waste function. (Funds are available from the Engineering Division operating budget for this purchase.)
7. \$13,000.00 to Valley Transportation Authority (VTA) for the purchase of the annual employee ECO passes for the City's Trip Reduction Incentive Program for the Transportation Planning Function. (Funds are available from the Planning, Recreation and Neighborhood Services Department operating budget for this service.)
8. \$7,492.47 to A.C. Controls for emergency repairs of Abbott pump station control panel for the Utility maintenance Division. (Funds are available from the Public Works Department operating budget for this service.)

RECOMMENDATION: Approve the purchase requests.

***13. APPROVE PAYROLL REGISTERS (STAFF CONTACT: EMMA KARLEN, 586-3145)**

BACKGROUND: The Payroll Registers for the periods ending November 30, 2002, in the amount of \$1,590,071.17, and December 14, 2002, in the amount of 1,593,941.24 are submitted for approval.

RECOMMENDATION: Approve Payroll Registers as submitted.

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